



**State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-2900 FAX (603) 271-2456



October 4, 2002

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

**NOTICE OF PAST VIOLATION**

King Manufacturing Company, Inc  
295 Squantum Road  
Jaffrey, New Hampshire 03452

Attn: Mr. Donald Stewart, Sales Manager

**Re: King Manufacturing Company, Inc  
Jaffrey, New Hampshire  
EPA ID #NHD001090729**

Dear Mr. Stewart

On August 22, 2002, the Department of Environmental Services (DES) conducted an inspection of King Manufacturing Company, Inc. (King), located on 295 Squantum Road, in Jaffrey, New Hampshire. The purpose of the inspection was to determine King's compliance status with RSA 147-A and its implementing regulations, the New Hampshire Hazardous Waste Rules (codified as Env-Wm 100-1100).

As a result of the inspection and review of the information provided to DES, the following deficiencies were documented:

**Env-Wm 807.06(b)(4) - Standards for Generators of Used Oil Being Recycled**

At the time of the inspection, King was storing three (3) 55-gallon containers of used oil destined for recycling, which were not labeled with the words "Used Oil for Recycle."

Env-Wm 807.06(b)(4) requires that generators of used oil destined for recycling label their containers and tanks with the words "Used Oil for Recycle" at all times during accumulation and storage.

DES requests that King label all containers of used oil destined for recycle with the words "Used Oil for Recycle" at all times during accumulation and storage.

*In an August 26, 2002 submittal from Mr. Donald Stewart, documentation was provided substantiating compliance with DES's used oil container labeling requirements. No further action is required.*

2. Env-Wm 807.06(b)(5) – Standards for Generators of Used Oil Being Recycled

At the time of the inspection, King was storing one (1) 55-gallon container of used oil destined for recycling, which was not closed.

Env-Wm 807.06(b)(5) requires that used oil be placed in containers or tanks that remain closed at all times, except to add or remove wastes.

DES requests that all containers and tanks be kept closed at all times except to add or remove used oil. Safety funnels that thread into the bung and have closeable lids that seal are acceptable for this purpose.

*In an August 26, 2002 submittal from Mr. Donald Stewart, documentation was provided substantiating compliance with DES's closed container requirement. No further action is required.*

3. Env-Wm 1102.03(c)(1) – Universal Waste Management

At the time of the inspection, the three (3) eight-foot boxes of universal waste lamps, located in the Manufacturing Area, were not closed.

Env-Wm 1102.03(c)(1) requires universal waste containers to be closed, except when universal waste is being added to or removed from the container.

DES requests that King ensure that containers of universal waste lamps are closed, except when universal waste is being added to or removed from the container.

*In an August 26, 2002 submittal from Mr. Donald Stewart, documentation was provided substantiating compliance with the Universal Waste closed container requirement. No further action is required.*

DES believes the deficiencies identified during the inspection have been corrected and acknowledges receipt of a report describing the corrective measures taken by King to achieve compliance. Accordingly, no further action in response to the listed deficiencies is required. However, DES personnel may reinspect your facility at a later date to determine whether the facility is maintaining full compliance with the applicable rules. Fines may also be pursued for any or all violations observed during subsequent inspections of the facility.

Enclosed you will find a copy of the completed Hazardous Waste Generator RCRA Inspection Checklist which documents the compliance status of your facility at the time of the inspection. This checklist may also be of value to you for use in determining future compliance with the New Hampshire Hazardous Waste Rules.

The State of New Hampshire Hazardous Waste Rules, as well as much other useful information, can be obtained from DES's website at <http://www.des.state.nh.us/hwcs/>, or by contacting the Public Information Center at (603) 271-2975.

It is the goal of DES to promote the prevention of pollution at the source as the preferred option for meeting established environmental quality goals. We strive to ensure that pollution prevention options are considered first, followed by recycling, treatment and disposal. I am requesting that the DES's Pollution Prevention Coordinator, Stephanie D'Agostino, contact you to discuss possibilities for waste minimization or source reduction at your facility. In the meantime, if you have immediate questions about pollution prevention, please feel free to contact her at 271-6398

As a service to New Hampshire's hazardous waste generators, we maintain a Hazardous Waste Assistance Hotline which is available for you to contact our knowledgeable staff of hazardous waste inspectors. Our hazardous waste staff are available to answer your questions concerning the New Hampshire Hazardous Waste Rules and the compliance issues which affect your hazardous waste management program. The technical assistance available through the Hotline includes fact sheets that pertain to the management and recycling of specific wastes, summary sheets of specific sections of the Hazardous Waste Rules, copies of EPA and New Hampshire hazardous waste policy or regulatory interpretation letters that may benefit your operation, and networks with other state or federal agencies to answer your questions on a national level. The Hotline is available Monday through Friday, 8:00 AM to 4:00 PM at 271-2942.

If you believe that the deficiencies documented in this NOPV have been cited in error, or if you have any questions regarding this matter, please contact the lead inspector, Eric K. Abrams or John J. Duclos, Supervisor of the Hazardous Waste Compliance Section at 271-2942. Specific questions regarding water related issues may be directed to Sharon Ducharme of DES's Water Division at 271-3307, and for air related issues, please contact Pam Monroe of DES's Air Resources Division at 271-1370. Thank you for your cooperation.

Sincerely,



Kenneth W. Marschner, Administrator  
Waste Management Programs  
Waste Management Division

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cc: DB/RCRA/LOD/Archives  
Philip J. O'Brien, Ph.D., Director, WMD  
Gretchen Rule, Administrator, DES Legal Unit

E-mail: JJD/SD/SD/PM

Enclosure      Inspection Checklist